



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/357,593	07/20/1999	NEIL Y. IWAMOTO	36J.P227	9444

5514 7590 10/21/2004

FITZPATRICK CELLA HARPER & SCINTO
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

EXAMINER

RAHIMI, IRAJ A

ART UNIT PAPER NUMBER

2622

DATE MAILED: 10/21/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/357,593

Applicant(s)

IWAMOTO ET AL.

Examiner

(Iraj) Alan Rahimi

Art Unit

2622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 21 June 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 08 September 1999 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.


DWYLER LAMB
PRIMARY EXAMINER

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

Response to Amendment

1. In papers filed on June 21, 2004, applicant amended claims 1-5, 8, 10-12.

Response to Arguments

2. Applicant's arguments with respect to claims 1-21 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1, 3, 5-7 and 13-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ogasawara (US patent 6,543,052) in view of Daly (US patent 5,878,141).

Regarding claim 1, Ogasawara discloses a method for the secure printing of print data from a client application residing on a data network to an interface device 10 which has a printer, said interface device residing on a digital cable network which has a cable head end 20 for interfacing said digital cable network to said data network, said method comprising the steps of:

generating print data in said client application (column 2, lines 65-67 and column 3, lines 14-23). Ogasawara also teaches in column 2, lines 41-45 that interface

Art Unit: 2622

device has an external interface such as a printer so data generated by application can be printed;

transmitting, in response to a determination that said first and second secure communication path are established, said print data from said client application to said interface device (column 3, lines 53-65) wherein said print data is sent to said printer from said interface device for printing (column 3, lines 66-67 and column 4, lines 1-3).

However, Ogasawara does not disclose determining whether a first secure communication paths is established between said client applications and said cable head end, and whether a second secure communication path is established between said cable head end and said interface device.

Daly discloses in column 14, lines 10-25 that determination is made that secure communication paths exist between cable head end and printer (an interface device).

Ogasawara and Daly are combinable because they are from the same field of endeavor that is communication over Internet. Therefore, it would have been obvious to a person skilled in the art, at the time of invention to use secure communication path of Daly with Ogasawara's invention to avoid security violations (e.g. releasing confidential or classified information).

Regarding claim 3, Daly discloses a method according to claim 2, wherein the step for determining whether said secure communication paths exist between said client application and said interface device further includes a confirmation through said secure

Art Unit: 2622

protocol, that said cable head end is a secure location, and a confirmation, through said secure protocol, that said interface device is a secure location (column 15, lines 17-26).

Regarding claim 5, Ogasawara does not disclose a method according to Claim 1, wherein the step for transmitting, in response to a determination that said secure communication paths exist, said print data from said client application to said interface device includes encrypting said print data, sending said encrypted print data from said client application to said cable head end, sending said encrypted print data from said cable head end to said interface device, decrypting said print data, and sending the decrypted print data to said printer for printing.

However, Daly teaches in column 10, lines 10-30 method for encrypting.

Regarding claim 6 and 7 arguments analogous to those presented for claim 3, are applicable.

Regarding claim 13, Ogasawara discloses an apparatus for the secure printing of print data from a client application residing on a data network to an interface device which has a printer, said interface device residing on a digital cable network which has a cable head end for interfacing said digital cable network to said data network, comprising:

a program memory (local storage 74) for storing process steps executable to perform a method according to any of claims 1 to 12; and

Art Unit: 2622

a processor (Web server 72) for executing the process steps stored in said program memory.

Regarding claim 14 and 15, arguments analogous to those presented for claim 1, are applicable.

Regarding claim 16, Ogasawara discloses a method according to claim 1, wherein said interface device is a set top box 10 (Fig. 1).

Regarding claims 17-21 arguments analogous to those presented for claim 16, are applicable.

5. Claims 2, 4 and 8- 12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ogasawara (US patent 6,543,052) in view of Daly (US patent 6,878,141) and further in view of Smith et al. (US patent 6,385,655).

Regarding claim 2, Ogasawara does not disclose according to Claim 1, wherein the step for determining whether a secure communication path exists between said client application and said interface device includes the use of a secure protocol between said client application and said cable head end, and between said cable head end and said interface device.

Smith et al. discloses in column 6, lines 52-56 a low level secure communication protocol such as Secure Socket Layer for specifying secure communication. Ogasawara and Smith are analogous art because they are from the same field of endeavor that is

Art Unit: 2622

document delivery of an electronic network. Therefore, it would have been obvious to a person skilled in the art, at the time of invention to use Secure Socket Layer as secure protocol to establish secure communication.

Regarding claim 4, Ogasawara does not disclose a method according to Claim 1, wherein the step for transmitting said print data from said client application to said interface device includes sending said print data from said client application to said cable head end in a device-independent format, transforming said print data from said device-independent format to a rasterized format which corresponds to said printer, and then sending said print data in said rasterized format from said cable head end to said interface device for printing on said printer (column 4, lines 53-66).

Smith et al. teaches using certificate authentication for determining a secure communication (column 20, lines 41-49) and device (platform) independent formatted document such as HTML and PDF (column 4, lines 65-67 and column 5, lines 1-11).

Regarding claim 8, arguments analogous to those presented for claim 4, are applicable.

Regarding claims 9, arguments analogous to those presented for claim 2, are applicable.

Regarding claim 10, Smith discloses a method according to Claim 2, wherein the step for determining whether said secure communication paths exist between said client

Art Unit: 2622

application and said interface device includes the transmission of at least one certificate from said interface device to said cable head end and the transmission of at least one certificate from said cable head end to said client application (column 20, lines 41-49).

Regarding claim 11, arguments analogous to those presented for claims 1 and 4, are applicable.

Regarding claim 12, arguments analogous to those presented for claim 1, 4 and 5, are applicable.

Other Prior Art Cited

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Curtis (US patent 5,870,544) discloses method and apparatus for creating a secure connection between a Java Applet and a Web Server.

Conclusion

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within

Art Unit: 2622


TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.


Contact Information

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to (Iraq) Alan Rahimi whose telephone number is 703-306-3473. The examiner can normally be reached on Mon.-Fri. 7:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward L Coles can be reached on 703-305-4712. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9314 for regular communications and 703-872-9314 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3800.


Alan Rahimi
October 14, 2004


TWYLER LAMB
PRIMARY EXAMINER